

[COUNSEL LISTED ON NEXT PAGE]

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
EASTERN DIVISION**

LOUIS A. COFFELT, JR.,

Case No. 5:16-cv-00457-SJO-KK

Plaintiff,

**DEFENDANTS' NOTICE OF
MOTION AND MOTION TO
DISMISS PURSUANT TO FED. R.
CIV. P. 12(b)(6) FOR LACK OF
PATENTABLE SUBJECT
MATTER UNDER 35 U.S.C. § 101**

V.

NVIDIA CORP.,
AUTODESK, INC.,
PIXAR,

Date: June 20, 2016
Time: 10:00 a.m.
Courtroom 1, 2nd Floor
Hon. S. James Otero

Defendants.

1 Carmen Lo (280441)
2 clo@whitecase.com
3 White & Case LLP
4 555 South Flower Street, Suite 2700
5 Los Angeles, CA 90071-2433
Telephone: (213) 620-7832
Facsimile: (213) 452-2329

Michael G. Rhodes (116127)
rhodesmg@cooley.com
Cooley LLP
101 California Street, 5th Floor
San Francisco, CA 94111-5800
Telephone: (415) 693-2000
Facsimile: (415) 693-2222

6 Jason Xu, *pro hac vice*
7 jxu@whitecase.com
8 White & Case LLP
9 701 Thirteenth Street, NW
Washington D.C. 20005
10 Telephone: (202) 626-6496
Facsimile: (202) 639-9355

Lowell D. Mead (223989)
lmead@cooley.com
Cooley LLP
3175 Hanover Street
Palo Alto, CA 94304
Telephone: (650) 843-5000
Facsimile: (650) 849-7400

11 Jeannine Yoo Sano (174190)
12 jsano@whitecase.com
13 White & Case LLP
14 3000 El Camino Real
15 5 Palo Alto Square, 9th Floor
Palo Alto, CA 94306
16 Telephone: (650) 213-0356
Facsimile: (650) 213-8158

Attorneys for Defendant
NVIDIA CORPORATION

17 Attorneys for Defendant
18 AUTODESK, INC.

19 Evan Finkel (100673)
20 evan.finkel@pillsburylaw.com
21 Michael S. Horikawa (267014)
michael.horikawa@pillsburylaw.com
22 Pillsbury Winthrop Shaw Pittman LLP
23 725 S. Figueroa Street, Suite 2800
Los Angeles, CA 90017-5406
24 Telephone: (213) 488-7307
Facsimile: (213) 226-4058

26 Attorneys for Defendant
27 PIXAR

1 **NOTICE OF MOTION AND MOTION TO DISMISS**

2 TO PLAINTIFF:

3 PLEASE TAKE NOTICE that on June 20, 2016 at 10:00 a.m. or as soon
4 thereafter as the matter may be heard before the Honorable S. James Otero in
5 Courtroom 1, 312 North Spring Street, Los Angeles, California 90012, Defendants
6 Autodesk, Inc., NVIDIA Corp., and Pixar will and hereby do move this Court to
7 dismiss the Complaint of Plaintiff Louis Coffelt, Jr., with prejudice, pursuant to
8 Fed. R. Civ. P. 12(b)(6) due to lack of patentable subject matter of the asserted
9 patent under 35 U.S.C. § 101.

10 Pursuant to Local Rule 7-3 and the Initial Standing Order for Cases Assigned
11 to Judge Otero, Defendants have each met and conferred in good faith with Plaintiff
12 regarding the motion to dismiss. At the Plaintiff's insistence, each Defendant
13 conducted separate telephone conferences with Plaintiff, all on May 6, 2016. The
14 parties are at an impasse with respect to the Motion.

15 This Motion is based upon this Notice of Motion, the Memorandum of Points
16 and Authorities in Support of the Motion, all pleadings and records on file in this
17 action, including matters of which the Court may take judicial notice, and any other
18 arguments and evidence to be presented to the Court at or before the hearing on this
19 Motion.

20 Dated: May 13, 2016

21 By: /s/ Jason Xu

22 Jason Xu, *pro hac vice*
jxu@whitecase.com
23 White & Case LLP
701 Thirteenth Street, NW
24 Washington D.C. 20005
Telephone: (202) 626-6496
25 Facsimile: (202) 639-9355

26 Carmen Lo (280441)
27 clo@whitecase.com
28 White & Case LLP

1 555 South Flower Street, Suite 2700
2 Los Angeles, CA 90071-2433
3 Telephone: (213) 620-7832
4 Facsimile: (213) 452-2329

5 Jeannine Yoo Sano (174190)
6 jsano@whitecase.com
7 White & Case LLP
8 3000 El Camino Real
9 5 Palo Alto Square, 9th Floor
10 Palo Alto, CA 94306
11 Telephone: (650) 213-0356
12 Facsimile: (650) 213-8158

13 Attorneys for Defendant
14 AUTODESK, INC.

15 Dated: May 13, 2016

16 By: /s/ Michael G. Rhodes

17 Michael G. Rhodes (116127)
18 rhodesmg@cooley.com
19 COOLEY LLP
20 101 California Street, 5th Floor
21 San Francisco, CA 94111-5800
22 Telephone: (415) 693-2000
23 Facsimile: (415) 693-2222

24 Lowell D. Mead (223989)
25 lmead@cooley.com
26 COOLEY LLP
27 3175 Hanover Street
28 Palo Alto, CA 94304
29 Telephone: (650) 843-5000
30 Facsimile: (650) 849-7400

31 Attorneys for Defendant
32 NVIDIA CORPORATION

1 Dated: May 13, 2016

By: /s/ Evan Finkel

2 Evan Finkel (#100673)
3 evan.finkel@pillsburylaw.com
4 Michael S. Horikawa (#267014)
5 michael.horikawa@pillsburylaw.com
PILLSBURY WINTHROP SHAW
6 PITTMAN LLP
7 725 S. Figueroa Street, Suite 2800
8 Los Angeles, CA 90017-5406
Telephone: (213) 488-7307
Facsimile: (213) 226-4058

9 Attorneys for Defendant PIXAR
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CERTIFICATE OF SERVICE

I hereby certify that on the 13th day of May, 2016, I electronically filed the foregoing document, Defendants' Notice of Motion and Motion to Dismiss Pursuant to Fed. R. Civ. P. 12(b)(6) for Lack of Patentable Subject Matter Under 35 U.S.C. § 101 with the Clerk of the Court using the CM/ECF system, which will then send a notification of such filing (NEF) to the following attorneys of record who have consented to accept this Notice as service of this document by electronic means:

Louis A. Coffelt, Jr.
231 E. Allesandro Boulevard, Suite 6A-504
Riverside, CA 92508
Telephone: (951) 790-6086
Email: Louis.Coffelt@gmail.com

By /s/ Jason Xu
Jason Xu